

## **MINUTES**

**REGULAR MONTHLY MEETING  
BOARD OF COSMETOLOGY AND HAIRSTYLING  
124 HALSEY STREET - 6TH FLOOR  
NEWARK, NEW JERSEY 07102  
May 12, 2015**

### **PUBLIC SESSION**

#### **I CALL TO ORDER**

The regular monthly meeting of the Board of Cosmetology and Hairstyling was called to order at 9:30 a.m.

##### **Roll Call:**

Ms. Janice Alvarez, Mr. Peter Macri, Ms Angela Panteleone, Mr. Jerry Speziale, Ms. Frances Tomeo, Mr. Jay A. Malanga, Executive Director and Ms. Barbara Ambroise, Program Development Assistant were present. Mr. Joseph Santagata was absent.

##### **Also in Attendance:**

Ms. Gracinda Almeida, Administrative Assistant, Ms. Marisol Rodrigues, Office Supervisor, Ms. Yolanda Morales, Principle Transcriber, Ms. Carol Ann Rotondo, Paralegal, Ms. Susan Rischawy, Government Representative and the Board's counsel.

#### **II OPEN PUBLIC MEETINGS ACT**

The Chair announced that the time, date and location of the meeting was listed in the Annual Notice Schedule. The Annual Notice Schedule was mailed to Ms. Kim Guadagno, Secretary of State, and the Asbury Park Press, Bergen Record, Newark Star-Ledger and Trentonian Newspapers on December 17, 2014, and was posted in the Office of the Board of Cosmetology and Hairstyling on December 17, 2014. was posted in the Office of the Board of Cosmetology and Hairstyling on December 17, 2014.

#### **III APPROVAL OF MINUTES (OPEN & CLOSED)**

Upon motion made by Ms. Frances Tomeo and seconded by Mr. Jerry Speziale, the Executive Director's report, Committee reports, and Minutes of the regular monthly meeting held April 14, 2015 are accepted as read. The motion passed unanimously.

#### **IV PUBLIC PARTICIPATION SESSION**

Ms. Darlene Fox greeted the Board.

#### **V EXECUTIVE DIRECTOR'S ANNOUNCEMENTS**

Mr. Jay Malanga stated that the International Beauty Show is going to be held on May 17<sup>th</sup> and 18<sup>th</sup> in Secaucus, NJ.

He also distributed New York Times articles regarding the treatment of manicurists by employers in New York and the environment they are subjected to.

Mr. Malanga informed the Board that Mass Testings will be on May 18<sup>th</sup>, 19<sup>th</sup> and 30<sup>th</sup> and would appreciate Board Members' attendance.

#### **VI FOR BOARD CONSIDERATION**

1. A request received from Ms. Emily Mahan in connection with her shop application for initial licensure of Pink Shampu Studio, 810 Woodlawn Avenue, Hammonton, New Jersey. She has asked that the Board waive it's minimum square footage requirement in as much as the shop only contains 340 square feet of floor space, 10 square feet short of the minimum required by N.J.A.C. 13:28-2.5, that she hired a contractor to do the work and was assured that it was more than the required square footage, that she has used all of her excess money to make the place functional and there is no way she could add the additional 10 square feet to meet the requirement and has no further means to relocate or change the format was presented to the Board for consideration.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Panteleone, the Board waives the minimum square footage requirement with the understanding that she can only have a one (1) operator chair salon and that the waiver will not be transferrable with the sale of the salon. The motion passed unanimously.

2. Correspondence received from Ms. Mi Ok Yi, t/a Riju Nails & Spa, 1100 South Avenue, Westfield, New Jersey in connection with the penalties assessed her in the amount of \$2,950.00 for the alleged violations resulting out of an inspection of her shop on January 27, 2014 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the Board affirms its original decision as set forth in the Uniform Penalty Letter. Also, the Board has offered a payment plan of half up front and the remaining balance to be paid within 6 months. The motion passed unanimously.

3. Correspondence received from Ms. Wanda I. Torres-Casiano, 499 West Sherman Avenue, Vineland, New Jersey in connection with the penalties assessed her in the amount of \$300.00 for the alleged violation of N.J.S.A. 45:5B-7 at #1 Hair Fantasy, 308 West Chestnut Avenue, Vineland, New Jersey on July 18, 2014 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Mr. Jerry Speziale, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

4. Correspondence received from Ms. Dasol Kim, 308 Sanderling Lane, Egg Harbor Township, New Jersey in connection with the penalty assessed against her in the amount of \$2,400.00 for the alleged violation of N.J.S.A. 45:5B-7 at Pretty Nails, 2087 South Shore Route 9 Unit C6, Ocean View, New Jersey on May 8, 2014 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Angela Pantaleone and seconded by Ms. Frances Tomeo, the Board affirms its original decision as set forth in the Uniform Penalty Letter. Also, the Board has offered a payment plan of half up front and the remaining balance to be paid within 6 months. The motion passed unanimously.

5. Correspondence received from Ms. Chang Bun Kang-Hong, ta/a Rodeo Nail Salon, 1378 Route 206, Montgomery, New Jersey in connection with the penalties assessed her in the amount of \$1,850.00 for the alleged violations resulting out of an inspection of her shop on October 9, 2014 was presented to the Board for consideration. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the Board affirms its original decision as set forth in the Uniform Penalty Letter. The motion passed unanimously.

6. Correspondence received from Ms. Kum Sik Kim, t/a Pretty Nails, 2087 South Shore Route 9 Unit C6, Ocean View, New Jersey in connection with the penalties assessed her in the amount of \$10,400.00 for the alleged violations resulting out of an inspection of her shop on May 8, 2014. She indicated that she would like to waive her right to a hearing but furnished a written explanation for the Board to consider before rendering its final decision.

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the Board affirms its original decision as set forth in the Uniform Penalty Letter. Also, the Board has offered a payment plan of half up front and the remaining balance to be paid within 6 months. The motion passed unanimously.

7. A request received from Ms. Marguerite D. Renfrew, President, Salon Sukar Products, 70 Frenchtown Road, #207, N. Kingstown, RI 02852 for the Board to approve Sugar 'n Strip for the use in the hair removal phase of the cosmetology examination was presented to the Board for consideration.

After careful discussion, upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the Board does not endorse any type of product. The motion passed unanimously.

8. IMO Linda A. (Kline) Briles out-of-state application for licensure by endorsement and her lack of a high school diploma was presented to the Board for consideration. She has been licensed as a cosmetologist from 1979 to present in Pennsylvania.

After careful consideration, upon motion made by Ms. Angela Pantaleone and seconded by Mr. Jerry Speziale that the Board does not have the authority to waive a statutory requirement for licensure, therefore Ms. Renfrew will have to obtain a GED in order to become licensed.

9. Reinstatement of Licenses IMO:

- A. Alejandra Peralta
- B. June C. Cheringal
- C. Hassan A. Hameed
- D. Tammy L. Konsavich
- E. Evette N. Speight
- F. Kimberly (Schwinn) Bethel
- G. Cynthia Parsons
- H. Elaine Visco
- I. Michelle Messina
- J. Joanna Naylor

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Pantaleone, the above listed individuals are required to demonstrate competency having had their license expired by taking the written examination and paying the licensing fees. Also, the Board reserves the right

to take disciplinary action on any individual found working without a license. The motion passed unanimously.

10. Out of Country Application for Licensure by Examinations:

1. Monica Gonzalez

2. Marta Kocisz

It appears that these applicants applied for licensure by examination.

Upon motion made by Ms. Frances Tomeo and seconded by Angela Panteleone, that the applicants submit all relevant records including, but not limited to, official school transcript, examination results and certification from their respective licensing authority to the Board for evaluation. The motion passed unanimously.

11. Out of Country Application for Licensure by Endorsement:

1. Marina Acosta-Cruz - incomplete application

2. Jose Camacho

3. Elizabeth Cartagena

4. Giovanni Fuentes

5. Miguel Henriquez

6. Cesar Tavares

7. Belkis Zapata

8. Elis Raymondi

9. Katarzyna Kubacka

10. Trang Do

Upon motion made by Ms. Frances Tomeo and seconded by Ms. Angela Panteleone, after careful review these applicants are to be sent a Request for Record and Information for Board review and determination. The motion passed unanimously.

## **VII OLD BUSINESS**

## **VIII NEW BUSINESS**

1. Working condition of licensees in light of NYT's investigation

Ms. Janice Alvarez stated that a Committee of the Board should discuss the requirement of all licensed salons to post a notice regarding work conditions, hours worked, minimum wages and safety information to insure the well being of the licensee and the public.

Upon motion made by Ms. Frances Tomeo and seconded by Mr. Jerry Speziale, the Regulating Committee should look into prohibited products and working conditions in licensed salons. The motion passed unanimously.

## **Committees**

### Examination & Sites:

Ms. Janice Alvarez reported that the Mass Testing is going to be held May 18<sup>th</sup>, 19<sup>th</sup> and 30<sup>th</sup> and that there were close to 1000 applicants.

### Education & Public Relations:

Ms. Angela Panteleone reported that all Committee work is up to date.

### Violations:

Mr. Jerry Speziale reported that all Committee work is up to date.

### Legislation:

Ms. Janice Alvarez reported that all Committee work is up to date.

### School & Department of Education Liaison:

Ms. Frances Tomeo reported that all Committee work is up to date.

### Regulatory Committee:

Mr. Jerry Speziale reported that all Committee Work is up to date.

### Special Committee Assignments:

No report

## **IX EXECUTIVE SESSION**

The Board adjourned the Public Session and moved to the Executive Session for advice of counsel and review of open matters (investigations and deliberations). When and if action is taken, it will be reported in Public Session.

### 1. IMO Rachel Nani

Upon motion made by Ms. Fran Tomeo and seconded by Ms. Angela Pantaleone, the Board will allow Respondent to sit for the examination and issue a warning letter advising her that any further involvement with the Criminal Justice System will result in Board action, requiring her appearance before the Board and potentially risk her licensure with the State. The Board is requesting quarterly reports from probation, a copy of release order from probation, the name and address of her present employer and to immediately notify the Board

in writing of any change of employment or change in her address of record. The motion passed unanimously.

**X ADJOURNMENT**

Upon motion made by Ms. Angela Pantaleone and seconded by Ms. Frances Tomeo, the meeting was adjourned at 2:45 P.M.. The motion passed unanimously.

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JANICE ALVAREZ, Board Chairperson

Countersigned:

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JAY A. MALANGA, Executive Director